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9 Attorneys for Defendant  
Aetna Life Insurance Company

10 (*Pro Hac Vice* application pending)

11  
12 UNITED STATES DISTRICT COURT  
13 DISTRICT OF NEVADA  
14

15 DAVID SHAFFER,

16 Plaintiff,

17 v.

18 AETNA LIFE INSURANCE COMPANY,  
as Claims Administrator for Advenir Real  
19 Estate Management, LLC Welfare Plan,

20 Defendants.  
21

Case No. 2:18-cv-02357-GMN-VCF

**STIPULATION, REQUEST AND ORDER  
EXTENDING TIME TO ANSWER OR  
OTHERWISE RESPOND TO  
PLAINTIFF'S COMPLAINT**

**(First Request)**

22 Plaintiff David Shaffer ("Plaintiff"), through his counsel, Julie A. Mersch of the Law  
23 Offices of Julie A. Mersch, and Defendant Aetna Life Insurance Company ("Aetna"), through its  
24 counsel, Michael R. Brooks of the law firm of Kolesar & Leatham and Michael B. Bernacchi of  
25 the law firm of Burke, Williams & Sorensen, LLP, hereby respectfully submit this Stipulation,  
26 Request and Order to Extend Time to Answer or Otherwise Respond to Plaintiff's Complaint (the  
27 "Stipulation"). This Stipulation is made in accordance with LR 6-1, LR 6-2, and LR II 7-1 of the  
28 Local Rules of this Court. This is the first request for an extension of time to file an answer or

1 otherwise respond to Plaintiff's Complaint.

2 Aetna was served with Plaintiff's Complaint on December 19, 2018, making its current  
3 responsive pleading due on or before January 9, 2019. The instant extension is requested as  
4 Aetna's counsel requires additional time to prepare a responsive pleading to Plaintiff's Complaint  
5 given the complexity of the file and the intervening Christmas and New Year holidays.

6 Upon agreement by and between all the parties hereto as set forth herein, the undersigned  
7 respectfully requests this Court grant an extension of time, up to and including **January 25, 2019**,  
8 for Aetna to file an answer or otherwise respond to Plaintiff's Complaint. By entering into this  
9 Stipulation, none of the parties waive any rights they have under statute, law or rule with respect  
10 to Plaintiff's Complaint.

11 DATED this 8th day of January, 2019.

13 LAW OFFICES OF JULIE A. MERSCH  
14 Julie A. Mersch

15 By: /s/ JULIE A. MERSCH, ESQ.

16 Julie A. Mersch, Esq.  
17 701 S. 7th Street  
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19 Attorney for Plaintiff  
20 David Shaffer

KOLESAR & LEATHAM  
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Michael B. Bernacchi

By: /s/ MICHAEL R. BROOKS, ESQ.

Michael R. Brooks, Esq.  
Kolesar & Leatham  
400 South Rampart Blvd., Suite 400  
Las Vegas, NV 89145

Attorneys for Defendant  
Aetna Life Insurance Company

22 **ORDER**

23 IT IS SO ORDERED.

24 Dated: January 8, 2019

25 By: 

26 United States ~~District~~ Judge  
27 Magistrate  
28